

1 **BEFORE THE ARIZONA BOARD OF OSTEOPATHIC EXAMINERS**
2 **IN MEDICINE AND SURGERY**

3
4 In the Matter of

Case No. 3948

5 **PAUL BALIKIAN, D.O.**

**INTERIM CONSENT AGREEMENT
FOR PRACTICE RESTRICTION**

6 Holder of License No. 0755
7 For the Practice of Osteopathic Medicine
8 In the State of Arizona.

9 **INTERIM CONSENT AGREEMENT**

10 By mutual agreement and understanding, between the Arizona Board of Osteopathic
11 Examiners in Medicine and Surgery ("Board") and Paul Balikian, D.O., ("Respondent") the
12 parties agree to the following interim disposition of this matter.

13 1. Respondent has read and understands this Interim Consent Agreement and the
14 stipulated Findings of Fact, Conclusions of Law and Order ("Interim Consent Agreement").
15 Respondent acknowledges that he understands he has the right to consult with legal counsel
16 regarding this matter.

17 2. By entering into this Interim Consent Agreement, Respondent voluntarily
18 relinquishes any rights to a hearing or judicial review in state or federal court on the matters
19 alleged, or to challenge this Interim Consent Agreement in its entirety as issued by the Board,
20 and waives any other cause of action related thereto or arising from said Interim Consent
21 Agreement.

22 3. This Interim Consent Agreement will not become effective until approved by the
23 Board and signed by the Executive Director.

24 4. All admissions made by Respondent are solely for interim disposition of this matter
25 and any subsequent related administrative proceedings or civil litigation involving the Board and

1 Respondent. Therefore, said admissions by Respondent are not intended or made for any
2 other use, such as in the context of another state or federal government regulatory agency
3 proceeding, civil or criminal court proceeding, in the State of Arizona or any other state or
4 federal court.

5 5. Respondent may not make any modifications to the document. Upon signing this
6 agreement, and returning this document (or a copy thereof) to the Executive Director,
7 Respondent may not revoke acceptance of the Interim Consent Agreement. Any modifications
8 to this Interim Consent Agreement are ineffective and void unless mutually approved by the
9 parties.

10 6. This Interim Consent Agreement, once approved and signed, is a public record that
11 will be publicly disseminated as a formal action of the Board and will be reported to the National
12 Practitioner Databank and on the Board's website.

13 7. If any part of the Interim Consent Agreement is later declared void or otherwise
14 unenforceable, the remainder of the Interim Consent Agreement in its entirety shall remain in
15 force and effect.

16
17 
18 PAUL BALIKIAN, D.O.

Dated: 01-29-09

1 **FINDINGS OF FACT**

2 1. The Board is the duly constituted authority for the regulation and control of the
3 practice of osteopathic medicine in the State of Arizona.

4 2. Respondent is the holder of License No. 0755 for the practice of osteopathic
5 medicine in the State of Arizona.

6 3. The Board participated in an investigation beginning in or about September, 2007,
7 during which it was alleged that Respondent had maintained an association with an illegal
8 practitioner, engaged in unethical conduct, provided inappropriate direction or supervision to
9 staff, fell below the standard of care by failure to take appropriate action and committed gross or
10 repeated negligence.

11 4 Based upon representations of Respondent during the investigation, Board staff
12 believed that Respondent had stopped practicing. It recently came to the attention of staff that
13 Respondent recently resumed practice at the same location.

14 5. On January 22, 2009, Board staff received information that Respondent had been
15 served with an indictment on January 21, 2009, alleging several felony counts including
16 conspiracy, assisting a criminal syndicate, fraudulent schemes and artifices, theft, money
17 laundering and illegally conducting an enterprise.

18 **CONCLUSIONS OF LAW**

19 1. The Board possesses jurisdiction over the subject matter hereof and over
20 Respondent.

21 2. Based on the information in the Board's possession, the Board concludes
22 that there is evidence that if Respondent were to practice medicine in Arizona there
23 would be a danger to the public health, safety and/or welfare.

24 3. The Board may enter into a stipulated order to enforce its statutory obligations.
25 A.R.S. § 32-1803(A)(1) and (2).

1 ORDER

2 IT IS HEREBY ORDERED THAT:

3 1. Respondent shall not practice medicine and is prohibited from prescribing any form
4 of treatment including prescription medications, until Respondent applies to the Board and
5 receives permission to do so.

6 2. Respondent shall comply with all laws, including statutes and regulations relating
7 to patient records and transfer of patient care.

8 3. This is an interim order and not a final decision by the Board regarding the pending
9 investigative file and as such is subject to further consideration by the Board.

10 DATED AND EFFECTIVE this 29th day of January, 2009.



ARIZONA BOARD OF OSTEOPATHIC
EXAMINERS IN MEDICINE AND SURGERY

15 By: Elaine LeTarte
16 Elaine LeTarte
Executive Director

17 ORIGINAL of the foregoing filed this
18 29th day of January, 2009 with:

19 The Arizona Board of Osteopathic Examiners
20 In Medicine and Surgery
21 9535 East Doubletree Ranch Road
22 Scottsdale, AZ 85258

23 EXECUTED COPY of the foregoing mailed by
24 US Certified Mail this 31st day of January,
25 2009 to:

James Taylor, Esq.
4647 N. 32nd St., Suite 185
Phoenix, Arizona 85018

Paul Balikian, D.O.
(address of record)

Kathy Towles
#387143